

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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FEB 22 2006

Patent Application No. 10/530,169

Applicant: Tanaka et al.

Filed: July 18, 2005

TC/AU: 1645

Examiner: Unassigned

Docket No.: 235032 (Client Reference No. 201323)

Customer No.: 23460

**PETITION TO CLAIM BENEFIT UNDER 35 U.S.C. 120, 121, OR 365(C) OF A  
PRIOR COPENDING NONPROVISIONAL APPLICATION OR INTERNATIONAL  
APPLICATION DESIGNATING THE U.S.A  
(37 C.F.R. § 178(a)(3))**Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1. Applicants hereby petition, in accordance with § 1.78(a)(3), to claim the benefit, for this application under 35 U.S.C.

☒ 120      ☐ 121      ☐ 365(c),

☒ of prior copending U.S. nonprovisional application no. 10/264,505, filed on October 4, 2002

☐ of international application designating the U.S. no.:

2. Applicants state that the entire delay between the date the claim for the benefit of the earlier application was due under paragraph (a)(2)(ii) of 37 C.F.R. § 1.78 and the date this claim is filed was unintentional (as evidenced, for example, by Applicants' reference to the priority claim in the specification of the patent application at page 24, lines 18-21, in the Application Data Sheet filed with the patent application, and in the "Request for Corrected

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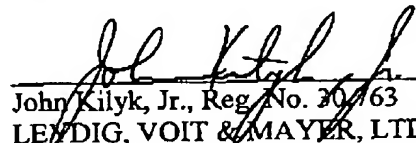
PETITION

Filing Receipt" dated November 10, 2005, as well as by the USPTO's "Decision" dated February 13, 2006).

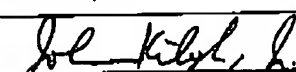
3. The fee set forth in 37 C.F.R. § 1.17(t), required by 37 C.F.R. § 1.55(c)(1), is paid as follows:

- ☐ Attached is a ☐ check ☐ money order in the amount of \$
- ☒ Authorization is hereby made to charge the amount of \$1,370.00
- ☒ to Deposit Account No. 12-1216
- ☒ Charge any additional fees required by this paper or credit any overpayment in the manner authorized above.
- ☒ A duplicate of this paper is attached.

Respectfully submitted,

  
John Kilyk, Jr., Reg. No. 30,763  
LENDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza, Suite 4900  
180 North Stetson Avenue  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: February 22, 2006

MAILING/TRANSMISSION CERTIFICATE UNDER 37 CFR 1.8 OR 1.10			
I hereby certify that this PETITION and all accompanying documents are, on the date indicated below, being facsimile transmitted to the U.S. Patent and Trademark Office at fax number: (571) 273-8300.			
Name (Print/Type)	John Kilyk, Jr.		
Signature		Date	February 22, 2006